SINGLE BENCH (1)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR CHHATTISGARH

WRIT PETITION NO. 1521 /2006

Narayan Prasad Yadav,
S/o- Late Duberam Yadav,
Aged about 35 years,
R/o-Village – Purgaon,
P.S. – Bilaigarh,
Distt. Raipur,
Chhattisgarh. **PETITIONER**

P.R. No. 9/12/06 Advt. Qasim Ali Jafri
Present 17/2/06
Post

VERSUS

1. State of Chattisgarh,
Through-Secretary,
Deptt. Of General Administration,
Mantralaya, Raipur,
Chhattisgarh.

2. Secretary,
Deptt. of Education,
D.K.S. Bhawan, Mantralaya,
Raipur,
CG.

3. Distt. Education Officer,
Raipur, Distt. Raipur, C.G. **RESPONDENTS**

RECEIVED COPY 17-2-06 BILASPUR

APARNA MISHRA CG-2073/08 15040 Bilaspur Chhattisgarh

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT IN THE NATURE OF MANDAMUS, CERTIORARI ETC.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक WP (PR) 912/06

मामला क्रमांक ..... सन् 200

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आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

21-3-2006

Shri Pankaj Shrivastava, counsel for the petitioner.

Shri Satish Gupta, Dy. Govt. Advocate for the State of Chhattisgarh.

The case is listed for orders on default of non-filing of legible copies.

The default is condoned. Office is directed to register the case.

Heard.

Learned counsel for the petitioner submits that the petitioner's father, who was working as Peon in the office of Block Development Education Officer, Bilaigarh, District Raipur, died during service period on 4-2-2000 and thereafter the petitioner applied for compassionate appointment which was denied. It is further submitted that in batch of cases bearing W.P. No.1322/2002 involving the same question orders have been passed by this Court on 20-12-2005. He prays that similar orders may be passed in this case also.

Learned counsel for the State does not dispute the above fact and states that the State of Chhattisgarh has taken a decision to consider the cases of dependants of those employees who died on or after 1-11-1997 strictly in accordance with the policy prevalent at that time.

In view of the submissions made by learned counsel appearing for the parties, without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the State of Chhattisgarh and the authorities concerned to consider and decide the case of the petitioner in accordance with the policy prevalent at the time of death of petitioner's father. If the

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आदेश का दिनांक आदेश क्रमांक सहित.	आदेश हस्ताक्षर सहित —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
Gowri	petitioner found eligible, appointment orders will be issued as early as possible preferably within a period of four months from the date of receipt/production of copy of this order. The petitioner is also directed to render due co-operation to the authorities. With the aforesaid observations, this petition stands disposed of. Certified copy as per rules after registering the case. Copy to the State counsel. Sd/- Fakhruddin Judge	

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